IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

THURSDAY, THE 6TH DECEMBER 2007 / 15TH AGRAHAYANA 1929

WP(C).No. 4689 of 2007(G)

PETITIONER:

K.K.NARAYANAN,
KARIKKIZHI VELIYIL, S.N.PURAM P.O.,
CHERTHALA, ALAPPUZHA.

BY ADV. SRI.C.V.MANUVILSAN
SRI.G.SUDHEER (THURAVOOR)
SRI.P.C.ANIL KUMAR

RESPONDENTS:
----

1. THE STATE OF KERALA, REPRESENTED BY
THE CHIEF SECRETARY, SECRETARIAT,
THIRUVANANTHAPURAM.

2. THE SECRETARY,
DEPARTMENT OF REVENUE, GOVERNMENT OF KERALA.

BY GOVERNMENT PLEADER SRI.NANDAKUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 06/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.4689/2007

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE PROCEEDINGS OF THE SECRETARY BOARD OF REVENUE (LR), NO.LR (D) 2-34154/95 DT. 1.11.96.

EXT.P2:- COPY OF THE LETTER NO.PR.3/PEN A/462/G/98-99/305 DT. 13.7.98.

EXT.P3:- COPY OF THE LETTER NO.B1.198/98(1) DT. 26.8.98.

EXT.P4:- COPY OF THE JUDGMENT IN WPC. NO.33779/05 DT. 5.12.05.

EXT.P5:- COPY OF THE NEWS ITEM PUBLISHED IN MANGALAM DAILY DT. 5.3.05.

EXT.P6:- COPY OF THE COMMUNICATION NO.95078/D2/05/REVENUE DT. 3.4.06 .

EXT.P7:- COPY OF THE REPRESENTATION DT. 8.12.06.

/TRUE COPY/

P.A. TO JUDGE

V.GIRI, J.

==========

W.P.(C)NO.4689 OF 2007

==========

Dated this the 6th day of December 2007

JUDGMENT

This writ petition has been filed seeking a direction to consider Ext.P7 and also disburse the full pension amount with arrears and other retirement benefits due to the petitioner, without delay. It is submitted that the petitioner was originally dismissed from service as per an order passed by the Land Revenue Commissioner. Learned Senior Government Pleader, on instructions, submits that subsequently the government had set aside the order passed by the Commissioner, as per G.O.(Rt) No.3242/2007/RD dated 30.7.2007. Learned counsel for the petitioner also accepts this fact. If this be the case, then based upon the said government order, the petitioner may move the government or the appropriate authority for whatever retirement benefits that he is entitled to.

In the circumstances, in view of the subsequent developments, the writ petition is closed without prejudice to the petitioner's right to move the government or the appropriate authority for the retirement benefits due to him.

V.GIRI, JUDGE

css/